

Message Text

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ACTION IO-13

INFO OCT-01 ISO-00 EB-07 AID-05 CIAE-00 COME-00 FRB-03
INR-07 NSAE-00 USIA-06 TRSE-00 XMB-02 OPIC-03 SP-02
CIEP-01 LAB-04 SIL-01 OMB-01 L-03 AGRE-00 AF-08
ARA-06 EA-07 EUR-12 NEA-10 /102 W
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FM USMISSION GENEVA
TO SECSTATE WASHDC 4460

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E.O.#11652: N/A
TAGS: ECE, OCON
SUBJECT: ECE CONFERENCE OF EUROPEAN STATISTICIANS SEMINAR
ON STATISTICAL SERVICES IN TEN YEARS' TIME, WASHINGTON, D.C.,
MARCH 21-15, 1977

REF: A) 76 STATE A-5656; B) 76 STATE 143460;
C) 76 GENEVA 7171

1. QUOTED BELOW IS TEXT OF LETTER RECEIVED FROM ECE
EXECUTIVE OFFICER (ARDITTI) IN RESPONSE TO MISSION LETTER
OF DECEMBER 6, 1976, TRANSMITTING PROPOSED TEXT FOR
USG-ZCE AGREEMENT FOR SUBJECT MEETING AS PROVIDED REF. A.
MISSION URGES THAT EVERY EFFORT BE MADE TO CONCLUDE THIS
AGREEMENT. AS RESULT OF EXPERIENCE WITH HOUSING, BUILDING
AND PLANNING COMMITTEE STUDY TOUR TO SOVIET UNION, WHICH
HAD TO BE CANCELLED AT LAST MINUTE DUE TO FAILURE OF HOST
COUNTRY TO ABIDE BY ECE TERMS OF REFERENCE (REF. C), ECE IS
DESIROUS OF COMPLETING AGREEMENTS WITH ALL GOVERNMENTS HOSTING
ECE MEETINGS. IT WILL IN PARTICULAR PRESS USSR FOR COMPLETED
AGREEMENT RE SYMPOSIUM ON GAS INDUSTRY AND ENVIRONMENT TO BE
HELD IN MINSK IN JUNE 1977 AND MEETING OF CHEMICAL INDUSTRY
COMMITTEE TO BE HELD IN MOSCOW IN SEPTEMBER 1977.

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CONTINUING EXAMPLE OF NON-COMPLETED AGREEMENTS WITH
US WOULD OF COURSE MAKE ECE CASE MORE DIFFICULT.

2. TEXT OF ECE LETTER FOLLOWS:

I REFER TO YOUR LETTER OF 6 DECEMBER 1976, ADDRESSED TO MR. B.
DAVIES, DIRECTOR OF ECE'S STATISTICAL DIVISION, ON THE SUBJECT

OF AN AGREEMENT BETWEEN THE UNITED NATIONS AND THE UNITED STATES
GOVERNMENT ON ARRANGEMENTS FOR THE SEMINAR ON STATISTICAL
SERVICES IN TEN YEARS' TIME, WASHINGTON, D.C., 21-25 MARCH 1977.

YOU MAY REMEMBER THAT WE HAVE HAD SEVERAL EXCHANGES AND DIS-
CUSSIONS IN THE PAST WITH REGARD TO SUCH LETTERS AND, BECAUSE OF
DIFFICULTIES IN ARRIVING AT AN ACCEPTABLE TEXT ON THE QUESTION OF
LIABILITY RISKS, IT HAS NOT PROVED POSSIBLE TO CONCLUDE AGREE-
MENTS FOR ECE MEETINGS IN THE U.S. SO FAR.

THE TEXT PROPOSED WITH YOUR LETTER TO MR. DAVIES DOES NOT CONTAIN
ANY LIABILITY CLAUSE AND AS SUCH IS NOT ACCEPTABLE TO THE UNITED
NATIONS. HOWEVER, YOU WILL RECALL THAT, ON 14 JUNE 1976, YOU WROTE
TO ME ON THIS QUESTION, COMMENTING ON A PROPOSAL MADE BY THE
UNITED NATIONS TO REPLACE THE LIABILITY CLAUSE BY A PARAGRAPH
INTRODUCING INSURANCE COVERAGE TO BE MET BY THE HOST AUTHORITIES.

WE HAVE BEEN CONSULTING OUR LEGAL OFFICE AND HAVE BEEN ADVISED
THAT THE FORMULATION PROPOSED IN YOUR LETTER OF 14 JULY 1976
APPEARS ACCEPTABLE, SUBJECT TO THE PRACTICAL POSSIBILITY OF
CONTRACTING INSURANCE COVERAGE AS INDICATED.

WE ARE NOW EXPLORING THAT POSSIBILITY AND QUESTIONS REGARDING
INSURANCE COVERAGE OF LOCAL STAFF HAVE ARISEN. IN THIS CONNECTION,
WE SHOULD LIKE TO ASK YOU THE FOLLOWING:

ARE THE PERSONS ASSIGNED TO THE SEMINAR, WHO ARE EMPLOYED BY THE
GOVERNMENT, ALREADY COVERED BY THE LATTER FOR LIABILITY RISKS?

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MY QUESTION REFERS TO THE LOCAL STAFF MENTIONED UNDER PARAGRAPH
4(C) IN THE DRAFT I SENT YOU WITH MY LETTER OF 1 JUNE 1976 AND
TO WHICH YOU REPLIED WITH YOUR LETTER OF 14 JUNE 1976. FOR YOUR
GUIDANCE, I CAN ADD THAT THE LEGAL OFFICE HAS GIVEN THE FOLLOWING
DEFINITION OF THE LOCAL STAFF TO BE COVERED BY THIS ARTICLE:

"WITH REGARD TO THE PROPOSED ITEM (C), THE INTENTION OF THE
UNITED NATIONS IS TO INCLUDE PERSONNEL NOT DIRECTLY EMPLOYED BY
THE UNITED NATIONS BUT BY A PUBLIC AUTHORITY OR AGENCY OR PRIVATE
INSTITUTION OR ORGANIZATION IN THE HOST COUNTRY. SUCH LOCALLY
RECRUITED PERSONNEL WOULD BE PERFORMING FUNCTIONS OF THE SEMINAR
WHICH ARE NORMALLY THE RESPONSIBILITY OF THE HOST COUNTRY".

YOUR REPLY TO THIS SPECIFIC QUESTION WILL BE MUCH APPRECIATED,
AS IT WILL PERMIT US TO CONTINUE OUR INVESTIGATIONS INTO THE
POSSIBILITY OF CONTRACTING AN INSURANCE COVERAGE AGAINST
LIABILITY RISKS. CATTO

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 10-Jan-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA00113
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Document Unique ID: 00
Drafter: n/a
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Executive Order: N/A
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Expiration:
Film Number: D770009-0169
Format: TEL
From: GENEVA
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1977/newtext/t19770167/aaaacgub.tel
Line Count: 114
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 5bf9b6db-c288-dd11-92da-001cc4696bcc
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Review Content Flags:
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Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3634649
Secure: OPEN
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